

**COUNTY COMMISSIONERS OF CHARLES COUNTY, MARYLAND**

**2014 Legislative Session**

**BILL NO. 2014-13**

**Introduced by: Charles County Commissioners**

**LOITERING**

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**Date introduced:** 10 / 28 / 2014

**Public Hearing:** 11 / 18 / 2014 @5:30 p.m.

**Commissioners Action:** 11 / 18 / 2014

**Commissioner Votes:** CQK: N, RC: N, KR: N, DD: N, BR: N

**Pass/Fail:** Fail

**Effective Date:**    /    /   

**Remarks:** \_\_\_\_\_

NOTE: CAPITALS indicate matter added to existing text.  
[Brackets] indicate matter deleted from existing law.

1                                   **COUNTY COMMISSIONERS OF CHARLES COUNTY, MARYLAND**

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3                                   **2014 Legislative Session**

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5 Bill No. 2014-13

6 Chapter No. 255

7 Introduced by Charles County Commissioners

8 Date of Introduction October 28, 2014

9  
10                                   **BILL**

11  
12 AN ACT concerning

13                   Loitering; Public Health, Safety and Welfare.

14  
15 FOR the purpose of prohibiting a person from loitering on County property.

16  
17 BY enacting:

18                   Chapter 255- Loitering

19                   *Code of Charles County, Maryland*

20                   (2013 Edition)

21  
22 **SECTION 1.** BE IT ENACTED BY THE COUNTY COMMISSIONERS OF  
23 CHARLES COUNTY, MARYLAND, that the Laws of Charles County, Maryland, read as  
24 follows:

25                                   Chapter 255 – Loitering.

26 **SECTION 255-1. Loitering.**

27 A.     IN THIS SECTION, "LOITER" MEANS FOR A PERSON TO:

- 28           (1)     REMAIN ON A PUBLIC STREET, SIDEWALK, OR PATHWAY,  
29                   INCLUDING ONE PRIVATELY-OWNED BUT USED BY THE PUBLIC IN  
30                   GENERAL, SO AS TO OBSTRUCT THE FREE PASSAGE OF A  
31                   PEDESTRIAN OR VEHICLE AFTER THE SHERIFF OR ANY DEPUTY  
32                   SHERIFF HAS NOTIFIED THE PERSON THAT THE ACTION IS  
33                   UNLAWFUL AND HAS REQUESTED THE PERSON TO MOVE;

- 1 (2) REMAIN IN OR ON A VEHICLE ON A PUBLIC STREET, SIDEWALK, OR  
2 PATHWAY, INCLUDING ONE PRIVATELY-OWNED BUT USED BY THE  
3 PUBLIC IN GENERAL, SO AS TO OBSTRUCT THE FREE PASSAGE OF A  
4 PEDESTRIAN OR VEHICLE AFTER THE SHERIFF OR ANY DEPUTY  
5 SHERIFF HAS NOTIFIED THE PERSON THAT THE ACTION IS  
6 UNLAWFUL AND HAS REQUESTED THE PERSON TO MOVE;
- 7 (3) REFUSE OR FAIL TO LEAVE A PUBLIC BUILDING, PUBLIC GROUNDS,  
8 OR A PUBLIC RECREATIONAL AREA, OR A PARKING LOT OF A  
9 PUBLIC BUILDING, PUBLIC GROUNDS, OR A PUBLIC RECREATIONAL  
10 AREA, AFTER BEING REQUESTED TO DO SO BY THE SHERIFF OR ANY  
11 DEPUTY SHERIFF OR BY A REGULARLY EMPLOYED GUARD,  
12 WATCHMAN, OR OTHER AUTHORIZED EMPLOYEE OF THE AGENCY  
13 OR INSTITUTION RESPONSIBLE FOR THE PUBLIC BUILDING, PUBLIC  
14 GROUNDS, RECREATIONAL AREA, OR PARKING LOT IF THE  
15 CIRCUMSTANCES INDICATE THAT THE PERSON HAS NO APPARENT  
16 LAWFUL BUSINESS OR PURPOSE TO PURSUE AT THAT PLACE;
- 17 (4) RETURN, FOR NO APPARENT LAWFUL BUSINESS OR PURPOSE, TO  
18 THE SAME PUBLIC OR PRIVATE PROPERTY FROM WHICH THE  
19 PERSON WAS ASKED TO LEAVE AND NOT RETURN FOR 30 DAYS

20 B. THIS SECTION DOES NOT PROHIBIT PICKETING, ORDERLY DEMONSTRATION  
21 BY MEMBERS OF THE PUBLIC.

22 C. PROHIBITION AND SANCTIONS FOR VIOLATION. A PERSON WHO LOITERS IS  
23 GUILTY OF A MISDEMEANOR AND, ON CONVICTION, IS SUBJECT TO FINE  
24 NOT EXCEEDING ONE-HUNDRED (\$100.00) DOLLARS OR IMPRISONMENT NOT  
25 EXCEEDING THIRTY (30) DAYS OR BOTH FOR THE FIRST OFFENSE AND A  
26 FINE NOT EXCEEDING TWO-HUNDRED (\$200.00) DOLLARS OR IMPRISONMENT  
27 NOT EXCEEDING SIXTY (60) DAYS OR BOTH FOR A SUBSEQUENT OFFENSE.

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29 **SECTION 2.** BE IT FURTHER ENACTED, that this Act shall take effect forty-five (45)  
30 calendar days after it becomes law.  
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Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

COUNTY COMMISSIONERS  
CHARLES COUNTY, MARYLAND

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Candice Quinn Kelly, President

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Reuben B. Collins, II, Esq., Vice President

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Ken Robinson

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Debra M. Davis, Esq.

\_\_\_\_\_  
Bobby Rucci

ATTEST:  
  
\_\_\_\_\_  
Danielle Mitchell, Clerk to the Commissioners